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Dated: May 12, 2004

Signature:

(Thomas A. Miller)

Docket No.: 29020/97035B
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Rodney Kern et al.

Application No.: 10/006,558

Confirmation No.: 3273

Filed: December 3, 2001

Art Unit: 3634

For: RESILIENT DOOR PANEL

Examiner: Jerry Redman

**PETITION FOR REVIVAL OF AN APPLICATION FOR
PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(B)**

MS Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The above-identified application became abandoned on April 16, 2004. An amendment after final was filed on March 31, 2004 in response to a final office action dated October 15, 2003. The amendment after final was filed along with a three month extension of time, thus extending the period for response to the office action until April 15, 2004, and making the amendment after final timely filed. However, the Examiner did not act on the amendment after final by April 15, 2004, nor did applicant file a Notice of Appeal or Request for Continued Examination (RCE) by April 15, 2004. The latter was in error and unintentional. Applicants therefore file this Petition to Revive Unintentionally Abandoned Application and RCE for further prosecution of the application.

The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. It is submitted, therefore, that on the basis described above the abandonment should be held to be inadvertent, the enclosed Request for Continued Examination should be entered, the case should be revived, and the amendment after final should be considered.

05/18/2004 AWONDAF1 00000050 10006558

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1330.00 OP

Our check in the amount of \$1,330.00 covering the fee set forth in 37 CFR 1.17(m) is enclosed. The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm, including extension of time fees) to our Deposit Account No. 13-2855, under Order No. 29020/97035B. A duplicate copy of this paper is enclosed.

Dated: May 12, 2004

Respectfully submitted,

By 

Thomas A. Miller

Registration No.: 40,091

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